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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

CUSTODIA BANK, INC.

Plaintiff,

vs.

Civil No. 1:22-cv-00125-SWS

FEDERAL RESERVE BOARD OF
GOVERNORS and FEDERAL RESERVE
BANK OF KANSAS CITY,

Defendants.

**FEDERAL RESERVE BANK OF KANSAS CITY'S
UNOPPOSED MOTION TO FILE RESPONSE TO MOTION
UNDER SEAL**

Defendant Federal Reserve Bank of Kansas City ("FRBKC") respectfully requests that this Court enter an Order permitting it to file its response to *Plaintiff Custodia Bank, Inc.'s Motion on the Federal Reserve Bank of Kansas City's Unjustified Invocation of the Deliberative Process Privilege* (ECF. No. 194) under seal, as contemplated by the Court's *Stipulated Protective Order* (Doc. No. 174).

1. On July 24, 2023, pursuant to a joint stipulated motion, the Court entered a *Stipulated Protective Order Regarding Confidential Information and Documents*. ECF No. 174.

2. Pursuant to that stipulated protective order, FRBKC has designated

portions of documents produced in discovery and deposition testimony as “Confidential.”

3. Consistent with the stipulated protective order, Plaintiff filed *Plaintiff Custodia Bank, Inc.’s Motion to Seal its Motion on the Federal Reserve Bank of Kansas City’s Unjustified Invocation of the Deliberative Process Privilege* (Doc. No. 192), on October 23, 2023. The Court entered an *Order Granting Plaintiff Custodia Bank, Inc.’s Motion to Seal its Motion on the Federal Reserve Bank of Kansas City’s Unjustified Invocation of the Deliberative Process Privilege* (ECF. No. 193), the next day.

4. Custodia subsequently filed its motion under seal. ECF No. 194.

5. FRBKC’s response to Custodia’s motion includes references to documents and testimony designated as “Confidential” consistent with the Court’s stipulated protective order. Consequently, FRBKC seeks leave of Court to file its response pleading under seal pursuant to the stipulated protective order and Rule 5.1(g) of the United States District Court Local Rules.

6. FRBKC met and conferred with Plaintiff’s counsel on the motion. Custodia does not oppose the motion but reserves the right to subsequently revisit the issue after reviewing the brief and supporting materials.

7. FRBKC respectfully requests that the Court grant this motion and enter an order authorizing FBRKC to file its response under seal.

Dated: 7 November 2023.

FEDERAL RESERVE BANK OF KANSAS CITY,
Defendant

BY: /s/ Billie Addleman

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CERTIFICATE OF SERVICE

I certify the foregoing ***FEDERAL RESERVE BANK OF KANSAS CITY'S UNOPPOSED MOTION TO FILE RESPONSE TO MOTION UNDER SEAL*** was served upon all parties to this action pursuant to the Federal Rules of Civil Procedure on 7 November 2023, and that copies were served as follows:

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